#488

BILL NO. Z-91-08-08

ZONING MAP ORDINANCE NO. Z-Withdrawn

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. P-27.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated an B-3-B (General Business) District under the terms of Chapter 33 of the Code of the City of Fort Wayne, Indiana of 1974:

The West 1/2 Lot Number 21 Curdes South Acre Addition to the City of Fort Wayne, except the East 25 thereof.

and the symbols of the City of Fort Wayne Zoning Map No. P-27 as established by Section 11 of Chapter 33 of the Code of the City of Fort Wayne, Indiana are hereby changed accordingly.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Thomas C. Henry
Councilmember

APPROVED AS TO FORM AND LEGALITY:

J. TIMOTHY MCCAULAY, CITY ATTORNEY

Read the first time in full and on motion by Henry, seconded by Kennedy, and duly adopted, read the second time by title and referred to the Committee on Regulations (Council to Call) (and the City Plan Commission for recommendation) and Public Hearing to be held af due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, da of _____, 19____, at _____ o'clock, ____M.,E.S.T.

DATED: 8-13-91

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by _____, seconded by _____, and duly adopted, placed on its passage PASSED LOST by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES				
BRADBURY				
BURNS				
EDMONDS				
GiaQUINTA				
HENRY				
LONG				
REDD				
SCHMIDT				
TALARICO				

DATED: _____

_____
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. _____ on the _____ day of _____, 19____

ATTEST: (SEAL)

_____
SANDRA E. KENNEDY, CITY CLERK

_____
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the _____ day of _____, 19___ at the hour of _____ o'clock _____.M.,E.S.T.

_____
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this _____ day of _____, 19____, at the hour of _____ o'clock _____M.,E.S.T.

_____
PAUL HELMKE, MAYOR

PRESCRIBED BY STATE BOARD OF ACCOUNTS BOYCE FORMS SYSTEMS, MUNCIE, IN. GENERAL FORM NO. 557

RECEIPT

CK # 2238

№ 10849

COMMUNITY & ECONOMIC DEVELOPMENT

FT. WAYNE, IND., June 27 19 91

RECEIVED FROM Swauffer & Swauffer $ 100.00

THE SUM OF One Hundred and no/100's DOLLARS

ON ACCOUNT OF Paying @ 1825 Seddlemyer Ave

PAID BY: CASH ☐ CHECK ☑ M.O. ☐

AUTHORIZED SIGNATURE

PETITION FOR ZONING ORDINANCE AMENDMENT

RECEIPT NO. _____

DATE FILED _____

INTENDED USE _____

THIS IS TO BE FILED IN DUPLICATE

I/We Kenneth Meads
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne Indiana, by reclassifying from a/an R-A District to a/an B-3-B District the property described as follows:

The West ½ of Lot Number 21 Curdes South Acre Addition to the City of Fort Wayne, except the East 25 feet thereof.

(Legal Descrption) If additional space is needed, use reverse side.

ADDRESS OF PROPERTY IS TO BE INCLUDED: 1825 Seddlemeyer Avenue, Fort Wayne, Indiana 46816

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

(Name)	(Address)	(Signature)
Donald Clem	4914 Tillman Road	Donald Clem
Thelma Clem	4914 Tillman Road	Thelma Clem
Kenneth Meads (as Contract Buyer)	10536 Marion Center Road	Kenneth Meads

(If additional space is needed, use reverse side.)

Legal Description checked by _____
(OFFICE USE ONLY)

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or requst that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinanc being sent to the newspaper for legal publication. If the request for deferral continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at whicl it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matt for hearing before the City Plan Commission. (FILING FEE $100.00)

Name and address of the preparer, attorney or agent.

(Name)	(Address & Zip Code)	(Telephone Number)
Eric E. Snouffer	~~Snouffer, Haller & Colvin~~ Snouffer 2000 Fort Wayne Bank Building Fort Wayne, IN 46802	(219) ~~424-2000~~ 422-7700

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street, Fort Wayne, IN 46802 (PHONE: 219/ 427-1140).

Applicants, Property owners and preparer shall be notified of the Public Hearin approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoned.

The West ½ of Lot Number 21 Curdes South Acre Addition to the City of Fort Wayne, except the East 25 feet thereof.

Owners of Property

(Name)	(Address)	(Signature)
Donald Clem	4914 Tillman Road	Donald Clem
Thelma Clem	4914 Tillman Road	Thelma Clem
Kenneth Meads (as Contract Buyer)	10536 Marion Center Road	Kenneth Meads

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE

This form is to be filed in duplicate.

NOTICE:

FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYNE PERMISSION TO POST "OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.

FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC HEARING FROM BEING HELD.

WITHDRAWN

BILL NO. Z-91-08-08

REPORT OF THE COMMITTEE ON REGULATIONS

THOMAS C. HENRY, CHAIRMAN
DAVID C. LONG, VICE CHAIRMAN
EDMONDS, SCHMIDT, BRADBURY

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS REFERRED AN (ORDINANCE) ~~(RESOLUTION)~~ amending the City of Fort Wayne Zoning Map No. P-27

HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) ~~(RESOLUTION)~~

DO PASS	DO NOT PASS	ABSTAIN	NO REC

DATED: 9-10-91.

Sandra E. Kennedy
City Clerk

#488

ORIGINAL

ORIGINAL

DIGEST SHEET

TITLE OF ORDINANCE Zoning Map Amendment

DEPARTMENT REQUESTING ORDINANCE Land Use Management - C&ED

SYNOPSIS OF ORDINANCE 1825 Seddlemeyer Road

Z-91-8-08

EFFECT OF PASSAGE Property is currently zoned RA - Suburban Residential.

Property will become B3B - General Business District.

EFFECT OF NON-PASSAGE Property will remainb RA - Suburban Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)

(ASSIGN TO COMMITTEE (J.N.)

FACT SHEET

Z-91-08-08
BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE: Zoning Map Amendment From RA to B3B

APPROVAL DEADLINE:

REASON:

DETAILS

Specific Location and/or Address

1825 Seddlemeyer Rd

Reason for Project

Not stated on petition.

Discussion (Including relationship to other Council actions)

19 August 1991 - Public Hearing

Request was WITHDRAWN at the public hearing, in writing, by the petitioner's attorney.

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	City Wide Other Areas
Applicants/ Proponents	Applicant(s) Kenneth Meads City Department Other
Opponents	Groups or Individuals Basis of Opposition
Staff Recommendation	☐ For ☒ Against Reason Against -approval would not be compatible with existing land uses
Board or Commission Recommendation	By ☐ For ☐ Against ☒ No Action Taken ☐ For with revisions to conditions (See Details column for conditions
CITY COUNCIL ACTIONS (For Council use only)	☐ Pass ☐ Other ☐ Pass (as amended) ☐ Hold ☐ Council Sub. ☐ Do not pass

DETAILS

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

Project Start — Date 27 June 1991

Projected Completion or Occupancy — Date 26 August 1991

Fact Sheet Prepared by
Patricia Biancaniello — Date 26 August 1991

Reviewed by
Michael A Dapp — Date 8/27/91

Reference or Case Number

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on August 13, 1991 referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-91-08-08: and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on August 19, 1991.and,

WHEREAS, a letter requesting WITHDRAWAL of the proposed ordinance has been filed with the City Plan Commission.

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance be withdrawn in accordance with the written request.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held August 19, 1991.

Certified and signed this
26th day of August 1991.

Robert Hutner
Secretary

Rec'd 8-19-91/10:30

SNOUFFER & SNOUFFER
ATTORNEYS AT LAW

1809 FORT WAYNE BANK BLDG.
110 WEST BERRY STREET
FORT WAYNE, INDIANA 46802-2370
(219) 422-7700
FAX (219) 424-4145

RICHARD I. SNOUFFER
ERIC E. SNOUFFER

August 19, 1991

Mr. Wayne O'Brien
City Plan Commission
One Main Street
Room 830
Fort Wayne, Indiana 46802

RE: 1825 Seddlemeyer Avenue, Fort Wayne, Indiana

Dear Mr. O'Brien:

I hereby request on behalf of Petitioners in the above-mentioned matter that the request for a change of zoning from RA to B3B be withdrawn this date.

Sincerely,

SNOUFFER & SNOUFFER

Eric E. Snouffer

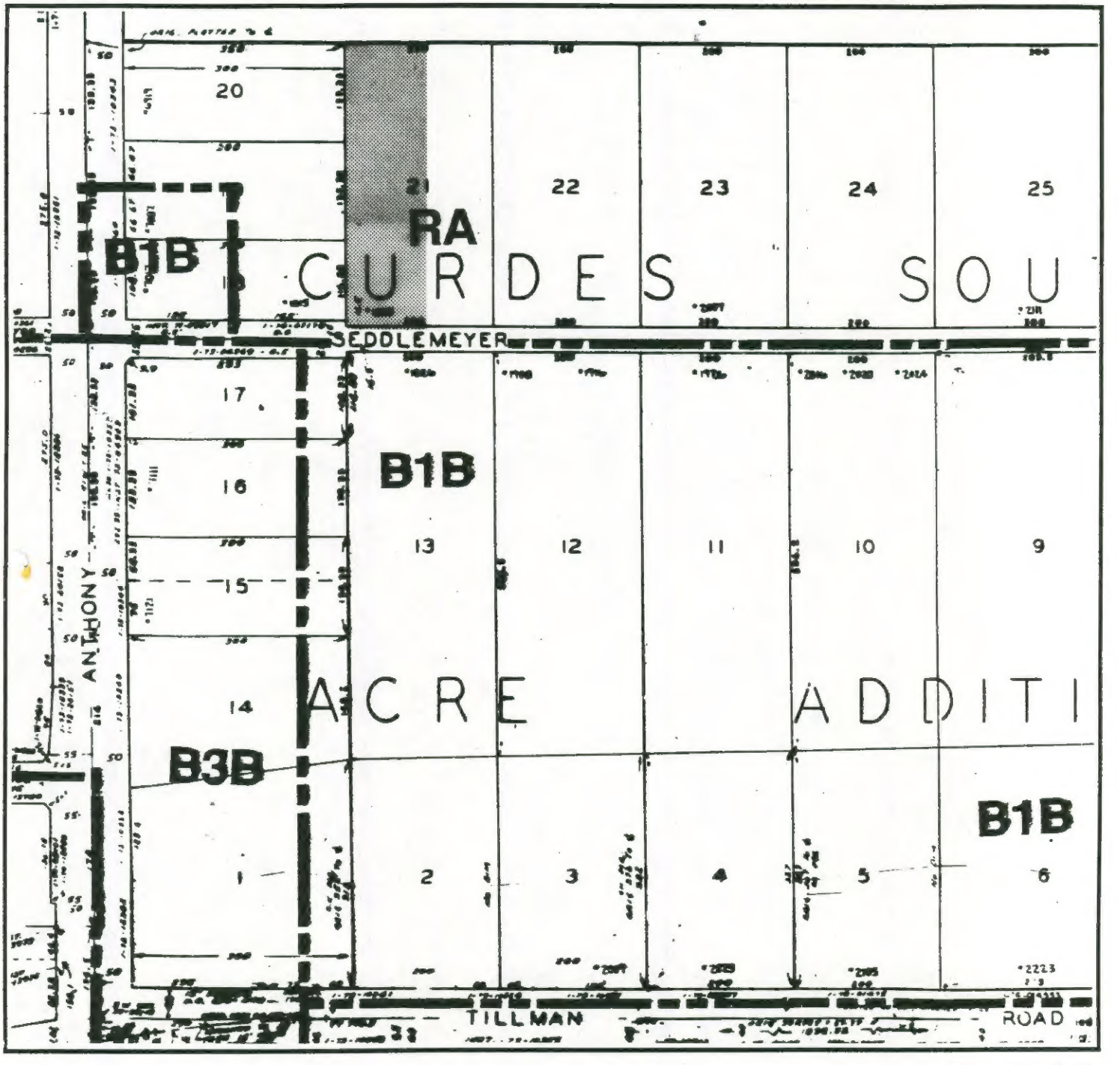
ees/klw

56229.1

REZONING PETITION

AREA MAP

CASE NO. #482



COUNCILMANIC DISTRICT NO. 6

Map No. P-27
LW 7-25-91

R1	One-Family	**B1**	Limited Business	**M1**	Light Industrial
R2	Two-Family	**B2**	Planned Shopping Center	**M2**	General Industrial
R3	Multi-Family	**B3**	General Business	**M3**	Heavy Industrial
RA/RB	Residential	**B4**	Roadside Business	**MHP**	Mobile Home Park
PUD	Planned Unit Dev.	**POD**	Professional Office District		